

SUPERIOR COURT OF ARIZONA
MARICOPA COUNTY

CV 2003-002539

11/01/2004

HONORABLE ROBERT L. GOTTSFIELD

CLERK OF THE COURT
L. Muhammad
Deputy

FILED: 11/03/2004

BILTMORE FINANCIAL PLAZA I, LLC

STEVEN D NEMECEK

v.

STEPHANIE M ISHERWOOD

MICHAEL E NEUMANN

MARK W ARNETT
DANIEL M SOPHY
COURT ADMIN-CIVIL-CCC

MINUTE ENTRY

8:15 a.m. This is the time for hearing plaintiff's motion for reconsideration filed on October 12, 2004 of this court's order of June 1, 2004 denying plaintiff's motion for summary judgment. No one appears.

No court reporter is present.

The parties having advised this matter has settled,

DISMISSAL MINUTE ENTRY

IT IS ORDERED terminating and dismissing this matter in its entirety with prejudice on **November 26, 2004** without further notice or order, unless any party requests a telephonic hearing prior to said date. This matter shall not be considered an active or inactive case on this court's calendar from and after said date.

IT IS FURTHER ORDERED vacating the hearing set this date, the pretrial conference and hearing re motions in limine set on November 3, 2004 at 8:45 a.m. (30 minutes) and the trial date set on November 8, 2004 at 9:30 a.m. (3 days—jury).

IT IS FURTHER ORDERED that the requirements of Rule 58(d) are waived out of necessity on the part of the court, to shorten the administrative time involved in the processing of
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a separate written order and to conserve judicial resources. This minute entry is accordingly signed as a formal written order of the court.

/S/ ROBERT L. GOTTSFIELD

JUDGE ROBERT L. GOTTSFIELD
SUPERIOR COURT OF ARIZONA
MARICOPA COUNTY